

AFTER FINAL PROCEDURE - PLEASE EXPEDITE HA

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Group Art Unit: Hakuo IKEGAMI et al Examiner: G. HELMER Appln. No.: 09/893,005 Confirmation No. 6398 Washington, D.C. Date Filed: June 28, 2001 December 24, 2002 For: TRANSGENIC PLANTS ATTY.'S DOCKET: TOH CENTER TOO SOO IKEGAMI=2

## AMENDMENT AFTER FINAL REJECTION

Honorable Commissioner for Patents Washington, D.C. 20231

Sir:

In response to the Office Action of October 22, 2002, please amend as follows:

## IN THE CLAIMS

Please replace claims 11-16, 18, 20, and 21 with new amended claims 11-16, 18, 20, and 21 as follows below. A marked up version of the amended claims to show the changes made is attached hereto.

11 (Amended). A grown-up transgenic plant which is obtained by (i) introducing a DNA sequence encoding a cytokine of a human or mammalian source into a plant protoplast, plant cell, plant tissue, calli, or a plant; (ii) growing or regenerating the transformed plant protoplast, plant cell,

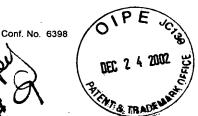
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Hakuo IKEGAMI et al.

Application No.: 09/893,005

Filed: June 28, 2001

For: TRANSGENIC PLANTS



Art Unit: 1638

Corres. and Mail

Examiner: G. HELMER

Washington, D.C.

Atty.'s Docket: IKEGAMI=2

Date: December 24, 2002

OR

OR

THE COMMISSIONER OF PATENTS AND TRADEMARKS

Washington, D.C. 20231

Sir:

Transmitted herewith is a [XX] Amendment After Final Rejection [ ] in the above-identified application.

Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)						
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS						
TOTAL	* _11	MINUS	** 20	0						
INDEP.	* 1	MINUS	*** 3	0						
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM										

SMALL	ENTITY

		RATE	ADDITIONAL FEE
	×	9	\$
	х	42	\$
	+	140	\$
ADDITIO	NAL	FEE TOTAL	\$

Other Than Small Entity

OTHER THAN SMALL ENTITY

	RATE	ADDITIONAL FEE
x	18	\$
х	84	\$
+	280	\$
	TOTAL	\$

- If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
- If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

Small Entity

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

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The Children and Ch [ ] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

	Response Filed Within							Response Filed Within								
	- [ ] I	First	-	\$ 55.00							[	1	First	-	\$	110.00
	[ ]	Second	-	\$ 200.00							[	1	Second	-	\$	400.00
	[ ]	Third	-	\$ 460.00							[	]	Third	-	\$	920.00
	[ ]	Fourth	-	\$ 720.00							[	]	Fourth	-	\$	1440.00
	Month After Time Period Set								Month After Time Period Set							
	[ ] Le	ess fees (\$	<u> </u>	) already	paid for_	mo	onth(:	s) exte	ension o	of time on				<u> </u> .		
]	Please c	harge my	Dep	osit Account N	lo. 02-40:	35 in th	he an	nount	of \$			_·				
]	Credit Ca	ard Payme	nt F	orm, PTO-200	38, is atta	ched, a	autho	orizing	payme	nt in the	amo	unt o	of \$			
]	A check	in the amo	unt	of \$	is	s attacl	hed (	check	no. ).							

The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

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